

**POLIT & ERICKSON, LLC**  
**INTELLECTUAL PROPERTY ATTORNEYS**

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**FACSIMILE TRANSMITTAL SHEET**

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TO:

Timothy W. Heitbrink

FROM:

Randall T. Erickson

COMPANY:

USPTO

DATE:

August 14, 2003

FAX NUMBER:

703-872-9310

TOTAL NO. OF PAGES INCLUDING COVER:

13

P&E REFERENCE NO.:

FOR2188P0250US

YOUR REFERENCE NO.:

10/071,703

RE:

Amendment A

NOTES/COMMENTS:

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**OFFICIAL**

<b>RESPONSE TO OFFICE ACTION TRANSMITTAL LETTER</b>		Docket No.: FOR2188P0250US	
Serial No.:	10/071,703	Filing Date:	February 8, 2002
Group Art Unit:	1722	Examiner:	Timothy W. Heitbrink
Applicant(s):	Glenn Sandberg		
Invention:	Patty Forming Apparatus		

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313

Sir:

Transmitted herewith is Amendment A in response to the office communication dated May 23, 2003 in the above-identified application.

- Small entity status of this application under 37 CFR §1.9 and §1.27 has been established by a verified statement previously submitted.
- A verified statement to establish small entity status under 37 CFR §1.9 and §1.27 is enclosed.
- Petition for a \_\_\_\_\_ - month extension of time and the separate fee therefor is enclosed.
- No additional claim filing fee is required.

The fee has been calculated as shown below.

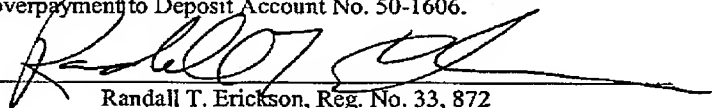
CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA	SMALL ENTITY		LARGE ENTITY	
			RATE	ADDITIONAL FEE	RATE	ADDITIONAL FEE
TOTAL 20	MINUS - 20	= 0	x \$ 9.00 =	\$	x \$ 18.00 =	\$
INDEPENDENT 4	MINUS - 3	= 1	x \$42.00 =	\$	x \$ 84.00 =	\$84.00
First presentation of multiple dependent claim			+ \$140.00 =	\$	+ \$280.00 =	\$
Total Fee				\$		\$84.00

- ☒ Please charge Deposit Account No. 50-1606 in the amount of \$84.00 to cover the claim filing fee.
- A check in the amount of \$ \_\_\_\_\_ to cover the claim filing fee is enclosed.
- **Conditional Petition For Extension of Time:** An extension of time, if necessary, is requested to provide for timely filing of this communication.
- Other:
- ☒ The Commissioner is hereby authorized to charge any additional fees which may be required in connection with this communication or credit any overpayment to Deposit Account No. 50-1606.

Date:

Aug 14, 2003

By:



Randall T. Erickson, Reg. No. 33, 872

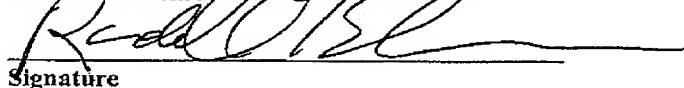
**Correspondence Address:**

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**CERTIFICATION OF FACSIMILE TRANSMISSION**

I hereby certify that the following papers are being transmitted by facsimile to the Patent and Trademark Office at (703) 872-9310 on August 14, 2003.

Randall T. Erickson

  
Signature

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant:	Glenn Sandberg	)	
Serial No.:	10/071,703	)	Examiner: Timothy W. Heitbrink
Filed:	February 8, 2002	)	Art Unit: 1722
For:	Patty Forming Apparatus	)	

**AMENDMENT A**

Commissioner For Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In the Office Action of May 23, 2003, the Examiner rejected claim 1-15,  
and objected to claims 5-15.

**In the Specification**

Please amend the paragraph that begins at page 5, line 16 as follows:

--The mold plate is located between a patty knock out apparatus 26 and a food product filling apparatus 27. The mold plate 24 is carried by a machine top plate or support plate 28 and guided on a top side thereof by a breather plate 34. The knock out apparatus 26 is mounted above the breather plate 34.--

Please amend the paragraph that begins at page 8, line 9 as follows:

--FIGURE 4 illustrates the breather plate 34 in more detail. The air recesses 102a, 102b extend across a width of the breather plate 34 to effectively vent four cavities 24a of the mold plate 24. Vent holes or breather holes 100 are